

## **EXHIBIT 1**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re: :  
FREEMAN, : Docket #22cv2435  
 : 1-22-cv-02435-LLS-SN  
 :  
Plaintiff, :  
 :  
- against - :  
 :  
DEEBS-ELKENANEY, et al., : New York, New York  
 : July 20, 2022  
Defendants. :  
 :  
----- : Telephone Conference

PROCEEDINGS BEFORE  
THE HONORABLE SARAH NETBURN,  
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

For Plaintiff: CSREEDER, PC  
BY: MARK PASSIN, ESQ.  
11766 Wilshire Boulevard, Suite 1470  
Los Angeles, California 90025  
  
For Defendants - COWAN, DEBAETS, ABRAHAMS &  
Entangled Publishing, SHEPPARD LLP  
LLC, Universal Studios BY: NANCY WOLFF, ESQ.  
LLC, Holtzbrinck CECE COLE, ESQ.  
Publishers, LLC, Tracy 41 Madison Avenue, 38<sup>th</sup> Floor  
Wolff and Deebs- New York, New York 10010  
Elkenaney:

Transcription Service: Carole Ludwig, *Transcription Services*  
155 East Fourth Street #3C  
New York, New York 10009  
Phone: (212) 420-0771  
Email: Transcription420@aol.com

Proceedings conducted telephonically and recorded by  
electronic sound recording;  
Transcript produced by transcription service.

APPEARANCES (Continued):

For Defendants Emily Sylvan  
Kim and Prospect Agency, LLC:

KLARIS LAW, PLLC  
BY: LANCE H. KOONCE, ESQ.  
ZACHARY PRESS, ESQ.  
29 Little West 12<sup>th</sup> Street  
New York, New York 10010

For Defendant Crazy Maple  
Studio, Inc.:

PROCOPIO, CORY, HARGREAVES  
& SAVITCH LLP  
BY: ERIC PLOURDE, ESQ.  
525 B Street, Suite 2200  
San Diego, California 92101

INDEXE X A M I N A T I O N S

<u>Witness</u>	<u>Direct</u>	<u>Cross</u>	<u>Re- Direct</u>	<u>Re- Cross</u>	<u>Court</u>
----------------	---------------	--------------	-----------------------	----------------------	--------------

None

E X H I B I T S

<u>Exhibit Number</u>	<u>Description</u>	<u>ID</u>	<u>In</u>	<u>Voir Dire</u>
---------------------------	--------------------	-----------	-----------	----------------------

None

1

2

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

PROCEEDINGS

5

MR. LANCE KOONCE: Your Honor, this is Lance Koonce with Klaris Law for Emily Sylvan Kim and Prospect Agency, LLC, and I believe our associate Zach Press is on the line as well.

THE COURT: Great. Before we begin, I just wanted to mention that I know Ed Klaris who is the namesake of Klaris Law. I obviously have not spoken to him about this case, I just noticed that when I was preparing for today's conference and I certainly would not speak to him, and I don't know when the next time is that I would actually even see him. But I did want to mention that, if anyone thought that that created the appearance of impropriety I'm happy to have the case reassigned to another judge. I personally don't think it does but I'm happy, I want everyone know that and if (indiscernible) more comfortable I'm happy to have the case reassigned. Maybe I'll ask Mr. Passin who might be the most interested?

MR. PASSIN: I have no problem, but I would like to run it by my client, but I assume she'd have no problem. For today it's fine, Your Honor, but I don't expect it to be a problem.

THE COURT: Okay, I'm intending to rule on the issue before us today, would you rather that I wait

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

PROCEEDINGS

6

until you --

MR. PASSIN: No, no, that's fine, like I said, I don't expect it to be a problem but I do want to mention it to my client. So you can, we waive any rights, you can definitely rule today, that's fine.

THE COURT: Okay, anybody else?

MR. KOONCE: Your Honor, this is Lance Koonce again though with Klaris Law Firm, and I should also mention that we are, I have a different case in which we have conflict counsel in the case with Mr. Cuti's, John Cuti's firm. I don't think that also creates a conflict, I just wanted to put that on the record, too.

THE COURT: Sure, John Cuti, for those not in the know, is my husband, so I have no idea what that matter is and I'm unaware of the case and certainly won't ask my husband about it. But I didn't even know about that issue so I'll now poll everybody again, now knowing that second potential issue which, as I understand it, is that, I was going to say whether my husband was serving as conflict counsel or Klaris Law was serving as conflict counsel on his matter, but it sounds like there is some relationship between the firm and my husband's law firm. Mr. Passin, again --

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

PROCEEDINGS

7

MR. PASSIN: Again, I waive it for today, I don't have any problem, I don't think it will be a problem with my client, but I do feel she's a lawyer and I just want to mention it to her.

THE COURT: Fair enough, anybody else with to be heard on that issue?

MS. WOLFF: No, Your Honor, we don't have any issues.

THE COURT: Okay.

MR. PLOURDE: No, Your Honor.

THE COURT: All right, thank you. So with that housekeeping matter resolved, I want to talk about this issue. I have the July 12<sup>th</sup> letter raising the concerns about the protective order. I understand that all of the defendants now believe that an attorneys' eyes only provision is necessary and, if so, that that provision should permit in-house counsel for the corporate defendants to review AEO material but that the plaintiff, notwithstanding her JD, notwithstanding the fact that she's a lawyer, would not be able to serve reciprocal relief, meaning she would not be entitled to review those attorneys' eyes only documents.

So before we talk about sort of parity, I'd like to hear from the defendants why they believe this type of

C E R T I F I C A T E

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

I, Carole Ludwig, certify that the foregoing transcript of proceedings in the United States District Court, Southern District of New York, Freeman versus Deeb-Elkenaney, et al., Docket #22cv2435, was prepared using PC-based transcription software and is a true and accurate record of the proceedings.

Signature Carole Ludwig

Carole Ludwig

Date: January 17, 2023